

## Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 055067  
ORIGIN SCS-03

INFO OCT-01 ARA-06 ISO-00 L-03 SCA-01 DHA-02 H-01 SS-15  
/032 R

DRAFTED BY SCA/SCS/JFHUGHES/AAGISE;L/SFP:LGFIELDS,JR:NMC  
APPROVED BY SCA/SCS/AAGISE  
SCA/SCS/RGDAVIS  
SCA/SCS/FESTEVENS  
L/SCA:R DALTON  
ARA/AND/R:RPACE (SUBS)  
-----112326Z 002057 /72-70  
O 112257Z MAR 77  
FM SECSTATE WASHDC  
TO AMEMBASSY LA PAZ IMMEDIATE

LIMITED OFFICIAL USE STATE 055067

E.O. 11652: N/A

TAGS: CASC

SUBJECT: AMERICAN PRISONERS IN BOLIVIA

REFS: (A) LA PAZ 1821; (B) STATE 53615

1. DEPT HOLDS THAT CONOFF ROLE MUST CLEARLY AND  
DEMONSTRABLY BE LIMITED TO OBSERVER STATUS AND NO RPT NO  
IMPRESSION GIVEN THAT HE IS PART OF JUDICIAL PROCESS OR  
A MEMBER OF A "TEAM" WHICH HAS OR COULD HAVE AN INFLUENCE  
ON THE ISSUE OF THE JUDICIAL PROCEEDING, I.E., GUILT OR  
INNOCENCE, SENTENCE,ETC. CONOFF'S ATTENDANCE AT JUDICIAL  
PROCEEDINGS MUST ONLY BE AT REQUEST OF OR WITH PERMISSION  
OF AMCIT BEING TRIED AND ONLY AFTER CONOFF'S FUNCTION AS  
OBSERVER AT SUCH PROCEEDINGS HAS BEEN FULLY EXPLAINED  
TO AND UNDERSTOOD BY PRISONER.

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 055067

2. IF EMBASSY CONTEMPLATES USE OF EMBASSY INTERPRETER  
OR EMBASSY-HIRED INTERPRETER IN ANY JUDICIAL PROCEEDINGS  
THIS SHOULD BE PROVIDED ONLY WITH EXPRESSED (PREFERABLY  
WRITTEN) CONSENT OF PRISONER.

3. IN REGARD TO REFTEL B, IF EMBASSY ALSO CONTEMPLATES

PRESENCE OF LOCALLY HIRED LEGAL ADVISER AT JUDICIAL PRO-

CEEDINGS HIS ROLE MUST BE RELEGATED TO THAT OF OBSERVER AND THIS FACT MUST BE MADE CLEAR TO PRISONER AND BOLIVIAN AUTHORITIES IN SAME MANNER AS IN CASE OF CONOFF. MOREOVER, IT SHOULD BE MADE CRYSTAL CLEAR THAT HE IS PROVIDING LEGAL COUNSEL SOLELY TO THE EMBASSY, ITS OFFICERS AND/OR EMPLOYEES, AND IS IN NOWISE PROVIDING COUNSEL TO PRISONER OR PRISONERS' ATTORNEY. IN THIS REGARD, CARE SHOULD BE TAKEN THAT EMBASSY RETAINED ATTORNEY MUST NOT BECOME AN ACTIVE PARTICIPANT IN TRIAL PROCESS AND ANY ADVICE PROVIDED BY HIM TO EMBASSY OFFICERS OR EMPLOYEES SHOULD BE HANDLED AS SUCH AND RELATED TO EITHER JUDICIAL AUTHORITIES, FISCALES, PRISONERS OR THEIR ATTORNEYS AS SUCH. IN BRIEFING PRISONER OR BOLIVIAN AUTHORITIES ON PRESENCE OF LOCALLY-RETAINED ATTORNEY TO ADVISE EMBASSY IT COULD BE MENTIONED THAT THIS IS BEING DONE TO ASSIST EMBASSY IN ITS ROLE IN PROTECTING AMERICANS ABROAD AND INSURING THAT THEIR RIGHTS UNDER BOLIVIAN LAW ARE FAITHFULLY HONORED.

VANCE

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** CONSULAR LEGAL ASSISTANCE, PRISONERS WELFARE  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 11-Mar-1977 12:00:00 am  
**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977STATE055067  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** LGFIELDS,JR:NMC  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D770085-0178  
**Format:** TEL  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1977/newtext/t19770367/aaaachbs.tel  
**Line Count:** 85  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** 62a324b9-c288-dd11-92da-001cc4696bcc  
**Office:** ORIGIN SCS  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 77 LA PAZ 1821, 77 STATE 53615  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 27-Dec-2004 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 3130283  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** AMERICAN PRISONERS IN BOLIVIA  
**TAGS:** CASC, PFOR, BL, US  
**To:** LA PAZ  
**Type:** TE  
**vdkgvwkey:** odb://SAS/SAS.dbo.SAS\_Docs/62a324b9-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009